

Form G5 (20200113_bko)

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS
Eastern Division

In Re:
MICHAEL S. HELMSTETTER

Case Number: 19-28687

Chapter: 7

Honorable Jacqueline Cox

Debtor(s)

**STIPULATION AND AGREED ORDER DETERMINING OWNERSHIP OF (A) AT LEAST
33% OF SHARES OF STOCK OF KINGDOM CHEVROLET INC., AND (B) SHARES OF
SOUTH CHICAGO NISSAN, D/B/A WESTERN AVENUE NISSAN**

THIS CAUSE COMING ON TO BE HEARD ON David R. Herzog, Chapter 7 Trustee's Motion for Entry of Agreed Order Determining Ownership of (A) At Least 33% of the Shares of Stock of Kingdom Chevrolet Inc., And (B) Shares of South Chicago Nissan, d/b/a Western Avenue Nissan, based on the Stipulation of Counsel contained herein, due and proper notice having been served, this Court having jurisdiction over the parties and subject matter hereto, that this Motion constitutes a core proceeding for which the Court may enter a dispositive Order, as well as having the Constitutional authority to enter this order and being fully advised in the premises;

IT IS HEREBY ORDERED THAT:

1. The Debtor scheduled ownership of (A) at least 33% of the shares of common stock of Kingdom Chevrolet, Inc., and (B) 25% of the stock of South Chicago Nissan, d/b/a Western Avenue Nissan, as assets of the Debtor owned as of the Petition Date solely by Michael S. Helmstetter and by no other person or entity;
2. Any purported transfer of any one or more shares of Helmstetter's (A) at least 33% of the Kingdom Stock as described in Debtor's Schedules and Statement of Financial Affairs, to (i) Zephyr 2020, Inc., a Nevada corporation solely owned by the Debtor, (ii) the Debtor as trustee of the Helmstetter Family Trust and (iii) the Debtor as trustee of the Helmstetter Childrens' Trust, or to any other person or entity, is a nullity as said transfer was never completed by being registered with the requisite stock registry of Kingdom Chevrolet, Inc., or South Chicago Nissan.
3. The Trustee is the sole owner of (A) at least 33% of the shares of common stock of Kingdom Chevrolet, Inc., and (B) 25% of the stock of South Chicago Nissan, d/b/a Western Avenue Nissan.

STIPULATED AND AGREED:

Kingdom Chevrolet Inc., and
Richard Ruscitti

David R. Herzog
Chapter 7 Trustee

Michael S. Helmstetter, Debtor and Trustee
of the Helmstetter Family Trust and
Children's Trust

By: _____

Harold D. Israel, Esq.
Levenfeld Pearlstein, LLC
2N. LaSalle St., Suite 1300
Chicago, Illinois 60602

By: _____

Gregory K. Stern, Esq.
Gregory K. Stern, P.C.
53 West. Jackson Blvd
Suite 1442
Chicago, Illinois 60604

By: _____

Richard L. Hirsh, Esq.
Richard L. Hirsh, P.C.
1500 Eisenhower LN
Suite 800
Lisle, IL 60532

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Enter:

Dated:

Honorable Jacqueline Cox
United States Bankruptcy Judge

Prepared by:

Gregory K. Stern (Atty. ID #6183380)
Monica C. O'Brien (Atty. ID #6216626)
Dennis E. Quaid (Atty. ID #02267012)
Rachel S. Sandler (Atty. ID #6310248)
53 West Jackson Boulevard
Suite 1442
Chicago, Illinois 60604
(312) 427-1558

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| |) | Honorable Jacqueline Cox |
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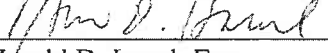
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Kingdom Chevrolet Inc., and
Richard Ruscitti

David R. Herzog
Chapter 7 Trustee

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of the Helmstetter Family Trust and
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By: 
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2N. LaSalle St., Suite 1300
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